



## **Memorandum of Understanding**

Between the  
Consulate General of México in San José, California  
And the  
Office of the Independent Police Auditor for the City of San José

### **Recitals**

1. The Office of the Independent Police Auditor for the City of San José was established in 1993 to provide independent oversight of investigations that are conducted by the San José Police Department into civilian complaints. Among its duties and responsibilities are receiving citizen complaints as an alternative to the Police Department, making recommendations regarding Police Department policies and procedures, and conducting public outreach and education. Its office is located at 75 E. Santa Clara Street, San José, California. The Independent Police Auditor is the Honorable LaDoris H. Cordell (Ret.).
2. The Consulate General of México in San José, California, is the official representation of the government of the United Mexican States in the Counties of Santa Clara, San Benito, Santa Cruz and Monterey. Among other duties, the Consulate General is required to provide consular protection and assistance to the Mexican nationals who reside or who find themselves temporarily within these counties. The United States of America federal government, through the United States Department of State, recognizes this office as a foreign government consular post as defined in the Vienna Convention on Consular Relations of 1963. The Consulate is located at 2125 Zanker Road, San José, California, and Honorable David Figueroa Ortega is currently the Consul General of Mexico in San José, California.
3. The Consul General has brought to the attention of the Independent Police Auditor his concern that there are Mexican Nationals who live and work in the City of San José who are fearful of going to the San José Police Department or to the Office of the Independent Police Auditor to file complaints about San José Police Officers.

Accordingly, the Consul General and the Independent Police Auditor have proposed that the Mexican Consulate serve as an alternative location for the Independent Police Auditor to apprise the public about the services offered by that Office.

## **Terms**

**The Consul General and the Independent Police Auditor agree that commencing January 2011, and for one-half day per month thereafter, on a schedule to be mutually agreed upon, the Mexican Consulate in San José will provide an office at the Consulate for staff of the Office of the Independent Police Auditor to inform the public about the purpose of the Independent Police Auditor and to encourage members of the public to bring any complaints or concerns about San José police officers to the Office of the Independent Police Auditor.**

Immunity: The Consulate and representatives acting on behalf of the Consulate in this Memorandum of Understanding do not waive any kind of Consular or Diplomatic immunity that they are entitled to according to the applicable international laws, which may include, but not limited to, agreements, treaties, and conventions.

This Memorandum of Understanding is not intended to and does not create any contractual rights or obligations with respect to the signatories, their agencies or any other parties.

This Memorandum of Understanding is entered into this 13th day of January, 2011, and may be terminated by either party at any time.

On behalf of the Consulate General  
of México in San José, California,

On behalf of the Office of the Independent  
Police Auditor for the City of San José,

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**Honorable David Figueroa Ortega**  
**Consul General**

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**Judge LaDoris H. Cordell (Ret.)**  
**Independent Police Auditor**